# IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION

THIS DOCUMENT RELATES TO:

**ALL CASES** 

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

## REQUEST FOR PROCEEDINGS TO BE ON THE RECORD

On behalf of the defendants listed below,<sup>1</sup> the undersigned counsel respectfully request that the meeting with the Court currently set for November 6, 2019 at 2:00 p.m. Eastern Time, be recorded by a court reporter. *See* 28 U.S.C. § 753(b)(3) ("Each session of the court ... shall be recorded verbatim by shorthand, mechanical means, electronic sound recording, or any other method"; "Proceedings to be recorded under this section include . . . such other proceedings as . . . may be requested by any party to the proceeding.").

Companies, Inc.

<sup>&</sup>lt;sup>1</sup> CVS Rx Services, Inc., CVS Indiana, L.L.C., Discount Drug Mart Inc., HBC Service Company, Rite Aid of Maryland, Inc., d/b/a Rite Aid Mid-Atlantic Customer Support, Walmart Inc., Walgreen Co., McKesson Corporation, AmerisourceBergen Drug Corporation, Cardinal Health, Inc., Cephalon, Inc., Teva Pharmaceuticals USA, Inc., Actavis LLC, Allergan Finance, LLC (f/k/a Actavis, Inc. f/k/a Watson Pharmaceuticals, Inc.), Mallinckrodt LLC, SpecGx, Janssen Pharmaceuticals, Inc., Johnson & Johnson, Janssen Pharmaceutica, Inc. n/k/a Janssen Pharmaceuticals, Inc. LLC, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical

Dated: October 31, 2019

/s/ Eric R. Delinsky

Eric R. Delinsky Alexandra W. Miller

ZUCKERMAN SPAEDER LLP

1800 M Street, NW

**Suite 1000** 

Washington, DC 20036 Telephone: (202) 778-1800 Facsimile: (202) 822-8106

E-mail: edelinsky@zuckerman.com E-mail: smiller@zuckerman.com

Counsel for CVS Rx Services, Inc. and CVS

Indiana, L.L.C.

<u>/s/ Kaspar Stoffelmayr</u>

Kaspar Stoffelmayr Katherine M. Swift BARTLIT BECK LLP 54 West Hubbard Street Chicago, IL 60654

Telephone: (312) 494-4400 Facsimile: (312) 494-4440

E-mail: kaspar.stoffelmayr@bartlitbeck.com

E-mail: kate.swift@bartlitbeck.com

Counsel for Walgreen Co.

/s/ Kelly A. Moore

Kelly A. Moore

MORGAN, LEWIS & BOCKIUS LLP

101 Park Avenue New York, NY 10178 Telephone: (212) 309-6612 Facsimile: (212) 309-6001

E-mail: kelly.moore@morganlewis.com

Counsel for Rite Aid of Maryland, Inc., d/b/a Rite Aid Mid-Atlantic Customer Support

Center

Respectfully Submitted,

/s/ Enu Mainigi

Enu Mainigi

WILLIAMS & CONNOLLY LLP

725 Twelfth Street, N.W. Washington, DC 20005
Telephone: (202) 434-5000
Facsimile: (202) 434-5029
E-mail: emainigi@wc.com

Counsel for Cardinal Health, Inc.

/s/ Tina M. Tabacchi

Tina M. Tabacchi Tara A. Fumerton JONES DAY 77 West Wacker Chicago, IL 60601

Telephone: (312) 269-4335 Facsimile: (312) 782-8585

E-mail: tmtabacchi@jonesday.com E-mail: tfumerton@jonesday.com

Counsel for Walmart Inc.

/s/ Timothy D. Johnson

Timothy D. Johnson

CAVITCH, FAMILO & DURKIN, CO. LPA

Twentieth Floor

1300 East Ninth Street Cleveland, Ohio 44114

Telephone: (216) 621-7860 Facsimile: (216) 621-3415

E-mail: tjohnson@cavitch.com

Counsel for Discount Drug Mart, Inc.

## /s/ Robert A. Nicholas

Robert A. Nicholas Shannon E. McClure REED SMITH LLP Three Logan Square

1717 Arch Street, Suite 3100 Philadelphia, PA 19103 Telephone: (215) 851-8100 Facsimile: (215) 851-1420

E-mail: rnicholas@reedsmith.com E-mail: smcclure@reedsmith.com

Counsel for AmerisourceBergen Drug

Corporation

#### /s/ Geoffrey E. Hobart

Geoffrey E. Hobart

**COVINGTON & BURLING LLP** 

One CityCenter

850 Tenth Street, N.W. Washington, D.C. 20001 Telephone: (202) 662-5281 Facsimile: (202) 662-6291 E-mail: ghobart@cov.com

Counsel for McKesson Corporation

#### /s/ Steven A. Reed

Eric W. Sitarchuk Steven A. Reed Harvey Bartle Rebecca J. Hillyer

MORGAN, LEWIS & BOCKIUS LLP

1701 Market St.

Philadelphia, PA 19103-2921 Telephone: (215) 963-5000 Facsimile: (215) 963-5001

E-mail: eric.sitarchuk@morganlewis.com E-mail: steven.reed@morganlewis.com E-mail: harvey.bartle@morganlewis.com E-mail: rebecca.hillyer@morganlewis.com

Counsel for Cephalon, Inc., Teva Pharmaceuticals USA, Inc. and Actavis LLC

#### /s/ Robert M. Barnes

Robert M. Barnes Scott D. Livingston Joshua A. Kobrin MARCUS & SHAPIRA LLP 35th Floor, One Oxford Centre

301 Grant Street Pittsburgh, PA 15219

Telephone: (412) 471-3490 Facsimile: (412) 391-8758

E-mail: rbarnes@marcus-shapira.com E-mail: livingston@marcus-shapira.com E-mail: kobrin@marcus-shapira.com

Counsel for HBC Service Company

#### /s/ Donna M. Welch

Donna M. Welch, P.C. KIRKLAND & ELLIS LLP 300 North LaSalle Chicago, IL 60654

Telephone: (312) 862-2000

E-mail: donna.welch@kirkland.com

Counsel for Allergan Finance, LLC (f/k/a Actavis, Inc. f/k/a Watson Pharmaceuticals, *Inc.*)

## /s/ Charles C. Lifland

Charles C. Lifland Sabrina H. Strong O'MELVENY & MYERS LLP 400 S. Hope Street Los Angeles, CA 90071 Telephone: (213) 430-6000 E-mail: clifland@omm.com

E-mail: strong@omm.com

Counsel for Janssen Pharmaceuticals, Inc., Johnson & Johnson, Janssen Pharmaceutica, Inc. n/k/a Janssen Pharmaceuticals, Inc. and Ortho-McNeil-Janssen Pharmaceuticals, Inc.

n/k/a Janssen Pharmaceuticals, Inc.

/s/ Andrew J. O'Connor

Andrew J. O'Connor ROPES & GRAY LLP Prudential Tower 800 Boylston St. Boston, MA 02119-3600

Telephone: (617) 235-4650

E-mail: Andrew.O'Connor@ropesgray.com

Counsel for Mallinckrodt LLC and SpecGx

LLC

/s/ Andrew K. Solow

Andrew K. Solow ARNOLD & PORTER KAYE SCHOLER LLP 250 West 55th Street New York, NY 10019

Telephone: (212) 836-8000

E-mail: andrew.solow@arnoldporter.com

Counsel for Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc.

# **CERTIFICATE OF SERVICE**

I, Eric R. Delinsky, hereby certify that the foregoing document was served on October 31, 2019 via the Court's ECF system to all counsel of record.

/s/ Eric R. Delinsky
Eric R. Delinsky